

AMENDED
APPLICATION FOR PERMIT

Nº 33303

TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF NEVADA

Date of filing in State Engineer's Office..... AUG 23 1977
Returned to applicant for correction..... MAY 26 1978
Corrected application filed..... JUL 26 1978
Map filed..... JUL 26 1978

The applicant..... Frank Paxton & Family.....
c/o Chilton Engineering 421 Court of..... Elko.....
Street and No. or P.O. Box No. City or Town
Nevada 89801....., hereby make application for permission to appropriate the public
State and Zip Code No.
waters of the State of Nevada, as hereinafter stated. (If applicant is a corporation, give date and place of incorporation; if a copartnership or association, give names of members.)..... a partnership consisting of
Franklin T. Paxton, aka Taft Paxton; C. Tad Paxton and Genevieve P.
Rawson, partners; and Maurine C. Paxton, wife of Franklin T. Paxton

1. The source of the proposed appropriation is..... Tonkin House Springs.....
Name of stream, lake or other source.
2. The amount of water applied for is..... 10 cfs..... second-feet
One second-foot equals 448.83 gals. per min.
(a) If stored in reservoir give number of acre-feet..... acre-feet
3. The water to be used for..... stockwater & domestic.....
Irrigation, power, mining, manufacturing, domestic, or other use.
4. If use is for:
(a) Irrigation (state number of acres to be irrigated).....
(b) Stockwater (state number and kinds of animals to be watered)..... 800 head cattle
(c) Other use (describe fully under "No. 12. Remarks").....
(d) Power:
(1) Horsepower developed.....
(2) Point of return of water to stream.....
5. The water is to be diverted from its source at the following point: SW 1/4 NE 1/4 section 26, T24N, R49E, MDB&M, at a point from which the NE corner of said section 26
Describe as being within a 40-acre subdivision of public survey, and by course and distance to a section corner. If on unsurveyed land, bears N 48° 05' E 3115 feet.
it should be stated.
6. Place of use..... section 35, 26, 23, 14, 13, 12, T24N, R49E, MDB&M, section 7, T24N, R50E, MDB&M.
Describe by legal subdivision, if on unsurveyed land it should be so stated.
7. Use will begin about..... January 1..... and end about..... December 31....., of each year.
Day and Month Day and Month
8. Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans and specifications of your diversion or storage works.)..... install gravel & 2" pipeline from spring approximately 3 1/2 miles long connecting 6, 1200 gallon stock troughs to Tonkin Ranch headquarters house

9. Estimated cost of works.....\$18,000.00.....
10. Estimated time required to construct works.....1 year.....
11. Estimated time required to complete the application to beneficial use.....3 years.....
12. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use.

Applicant.....Frank Paxton & Family.....

By s/ Mark Chilton
Agent, 421 Court
Elko, Nevada 89801

Compared lp/ga jv/b1

APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit is issued subject to all existing rights on the source. It is understood that the amount of water herein granted is only a temporary allowance and that the final water right obtained under this permit will be dependent upon the period of use and the average number of livestock served from the waters of this source. The State retains the right to regulate the use of the water herein granted at any and all times but does not take responsibility for the use of the Federal range.

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed 0.025 cubic feet per second, or sufficient water to water 800 head of cattle.

- Actual construction work shall begin on or before.....July 16, 1979.....
- Proof of commencement of work shall be filed before.....August 16, 1979.....
- Work must be prosecuted with reasonable diligence and be completed on or before.....July 16, 1980.....
- Proof of completion of work shall be filed before.....August 16, 1980.....
- Application of water to beneficial use shall be made on or before.....July 16, 1981.....
- Proof of the application of water to beneficial use shall be filed on or before.....August 16, 1981.....
- Map in support of proof of beneficial use shall be filed on or before.....

Commencement of work filed.....JUL 22 1979.....

Completion of work filed.....JUL 23 1979.....

Proof of beneficial use filed.....SEP 1 1981.....

Cultural map filed.....SEP 1 1982.....

Certificate No. 10248 Issued SEP 1 1982

Recorded.....Bk.....Page.....

County Recorder

IN TESTIMONY WHEREOF, I, WILLIAM J. NEWMAN
State Engineer of Nevada, have hereunto set my hand and the seal of my office, this 16th day of January

A.D. 1979
William J. Newman
State Engineer